

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

AMERICAN EMPIRE SURPLUS LINES )  
INSURANCE COMPANY, as subrogee of )  
FROCK BROS. TRUCKING, INC., ) Case No. 08 CV 2799  
Plaintiff, ) Judge Dow  
v. ) Magistrate Valdez  
CUMMINS INC., )  
Defendant. )

**DEFENDANT CUMMINS INC.'S  
STATEMENT UNDER LOCAL RULE 3.2**

Pursuant to Local Rule 3.2, Defendant Cummins Inc. hereby states that it has no parent corporation and that no publicly held company owns 10% or more of its stock.

Respectfully Submitted,

/s/ Brendan J. Healey  
Attorney for Cummins Inc.

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**CERTIFICATE OF SERVICE**

This is to certify that I have served a true and correct copy of the foregoing *Defendant Cummins Inc.'s Statement Under Local Rule 3.2* on:

Robert Ostojic  
Leahy, Eisenberg & Fraenkel, Ltd.  
161 North Clark Street, Suite 1300  
Chicago, IL 60601  
(312) 368-4554

via First-Class U.S. Mail this 16th day of May, 2008.

\_\_\_\_\_/s/ Brendan J. Healey\_\_\_\_\_  
Brendan J. Healey

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